

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

United States Court of Appeals
Fifth Circuit

FILED

December 30, 2011

No. 11-20315
Summary Calendar

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

RENE MALDONADO SOSA, also known as Samuel Valencia, also known as Samuel Rodriguez Valencia, also known as Samuel Valencia-Rodriguez,

Defendant-Appellant

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 4:10-CR-830-1

Before GARZA, SOUTHWICK, and HAYNES, Circuit Judges

PER CURIAM:*

The Federal Public Defender appointed to represent Rene Maldonado Sosa has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967), and *United States v. Flores*, 632 F.3d 229 (5th Cir. 2011). Sosa has filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected therein, as well as Sosa's response. We concur with counsel's assessment that the appeal presents no nonfrivolous issue

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

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for appellate review. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. *See* 5TH CIR. R. 42.2. Sosa's motion to proceed pro se and to file a separate pro se brief is DENIED. *See United States v. Wagner*, 158 F.3d 901, 902-03 (5th Cir. 1998).